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Amandeep Singh

Vs.

State of Punjab

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Present : Mr. Atul Lakhanpal, Advocate for the petitioner.

Mr. A.G. Masih, Sr. DAG, Punjab.

Mr. Navdeep Singh, Advocate for the complainant.

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Prayer in this petition is for grant of anticipatory bail in case
FIR No.48 dated 2.9.2006, registered under Sections
420,406,409,465,467,468,470,471,120-B IPC at Police Station Tripari,
Distt.Patiala

Vide order dated 19.10.2006, interim anticipatory bail was
granted to the petitioner, on the plea raised by his counsel that the petitioner
has no connection with Guriqbal Singh or M/s Quality Marbles Patiala and
the firm was owned by Guriqbal Singh.

Counsel for the petitioner contends that the petitioner is in no
manner connected with the aforementioned firm, and, therefore, has been
falsely implicated. Amrik Singh, the main accused, who is alleged to have
embezzled funds of the Dera, headed by Baba Jagtar Singh, is in no manner
connected with the petitioner. It is prayed that in view of these facts, the
petitioner be released on bail.

Counsel for the respondent, as also counsel for the
complainant, vehemently contend that the petitioner is an integral part of
the conspiracy hatched by Amrik Singh and others, to embezzle the funds of
the dera. A perusal of the bank accounts of M/s Quality Marbles, reveals
that large amounts of money were paid into the account of the

aforementioned firm and thereafter withdrawn by the petitioner and his other co-accused. It is contended that investigation is still in progress and custodial interrogation of the petitioner is necessary, to determine all the facets of the alleged offences, as also the conspiracy.

I have heard learned counsel for the parties and perused the paper book.

Baba Jagtar Singh, the head of the religious dera executed a General Power of Attorney, in favour of one Amrik Singh on 24.7.1998. This religious dera, undertakes kar sewa including construction of Gurudwaras and hospitals etc. Amrik Singh collected money and funds on behalf of Baba Jagtar Singh but in connivance with the petitioner and other accused, misappropriated the money and started the business of Quality Marbles in the name of Guriqbal Singh and Amandeep Singh. The bank accounts of this firm, clearly reveal payment of large sums of money to the petitioner. Investigation is still in progress and as the allegations levelled against the petitioner are serious in nature, custodial interrogation, in my considered opinion, would be necessary to unravel the ramifications of this fraud, played by the petitioner and his co-accused. Consequently, the present petition is dismissed.

23.11.2006
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(RAJIVE BHALLA)
JUDGE